

IN THE UNITED STATES DISTRICT COURT
FOR THE STATE OF NEW MEXICO

STATE OF NEW MEXICO, *ex rel.*
State Engineer

Plaintiff,

v.

RAMON ARAGON, *et al.*,

Defendants.

03 FEB 18 PM 3:14
69cv07941 JEC-ACE

RIO CHAMA STREAM SYSTEM
Section 7: Tierra Amarilla,
Rio Brazos, Rutherford & Plaza
Blanca, Cañones Creek, Village of
Chama

**NEW MEXICO'S MOTION TO JOIN
ADDITIONAL PARTIES DEFENDANT**

COMES NOW plaintiff State of New Mexico, *ex rel.* State Engineer ("State") and respectfully requests the Court to join as additional parties defendant the persons or entities named below and order them to answer the State's Complaint in this action as required in any civil action in the United States District Court or suffer default judgment against them. In support of this motion, the State asserts:


1. The persons listed in Exhibit A attached hereto are diverting and using or may claim the right to divert and use surface or underground waters within the Rio Chama Basin. These waters belong to the public and are subject to appropriation in accordance with the laws of the state. This Court has exclusive jurisdiction of adjudicate all claims to the right to divert, store, or use public waters in the Rio Chama Basin.

2. The persons or entities listed in Exhibit A are in Section 7 of the Rio Chama Stream System, and may be diverting and using water associated with the subfile numbers listed, or may otherwise be using and diverting surface or underground waters within Section 7 of the Rio Chama

Stream System.

DATED: February 17, 2003

Respectfully submitted,


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CERTIFICATE OF SERVICE

I certify that a copy of New Mexico's Motion to Join Additional Parties Defendant was mailed to the following persons on February 18, 2003.


Edward G. Newville

**RIO CHAMA SECTION 7
DISTRIBUTION LIST**

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EXHIBIT A

<u>DEFENDANT</u>	<u>SUBFILE NO.</u>	<u>ADDRESS</u>
Laguna Vista Townsite, Inc.	CHRB-009-0012	c/o Gene Christiansen HC-75 Box 1152, Los Ojos NM 87551
Mary Alice Casados	CHRB-008-0004A	P.O. Box 128, Los Ojos NM 87551
Russell Casados	CHRB-008-0004A	P.O. Box 128, Los Ojos NM 87551
Justiniano A. Valdez	CHRB-003-0006	P.O. Box 41, Tierra Amarilla NM 87575
Eduardo T. Martinez	CHRB-006-0034A	P.O. Box 116, Los Ojos NM 87551
Johnny C. Martinez	CHRB-006-0034B	P.O. Box 238, Chimayo NM 87522
Gilbert Luna, Sr.	CHTA-003-0011 CHRB-005-0013	544 Carlane SW, ABQ NM 87101
Hilario Luna	CHTA-003-0011 CHRB-005-0013	c/o Denise Teach 16428 Martin Lane, Huntington Beach CA 92649
Marcella Hansen	CHTA-003-0011 CHRB-005-0013	13148B La Joya Cir, La Mirada CA 90638
Olivia Carmody	CHTA-003-0011 CHRB-005-0013	56254 Twenty Nine Palms SP120 Yucca Valley, CA 92284
Mrs. Ether Bruno Estate	CHTA-003-0011 CHRB-005-0013	c/o June Carpenter 850 Hillcrest, El Segundo CA 90245